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APPLICATION NUMBER	FILING OR 371 (c) DATE	FIRST NAMED APPLICANT	ATTORNEY DOCKET NUMBER
10/805,683	03/12/2004	Charles W. Spangler	A-72170-1

Robin M. Silva, Esq.  
Dorsey & Whitney LLP  
Intellectual Property Department  
Four Embarcadero Center, Suite 3400  
San Francisco, CA 94111-4187



CONFIRMATION NO. 8543

## FORMALITIES LETTER



\*OC000000012885574\*

Date Mailed: 06/07/2004

## NOTICE TO FILE MISSING PARTS OF NONPROVISIONAL APPLICATION

08/13/2004 BABRAHA1 00000001 10805683

FILED UNDER 37 CFR 1.53(b)

01 FC:2001 385.00 OP  
02 FC:2051 65.00 OP

Filing Date Granted

Items Required To Avoid Abandonment:

An application number and filing date have been accorded to this application. The item(s) indicated below, however, are missing. Applicant is given **TWO MONTHS** from the date of this Notice within which to file all required items and pay any fees required below to avoid abandonment. Extensions of time may be obtained by filing a petition accompanied by the extension fee under the provisions of 37 CFR 1.136(a).

- The statutory basic filing fee is missing.  
*Applicant must submit \$ 385 to complete the basic filing fee for a small entity.*
- The oath or declaration is missing.  
*A properly signed oath or declaration in compliance with 37 CFR 1.63, identifying the application by the above Application Number and Filing Date, is required.*
- To avoid abandonment, a late filing fee or oath or declaration surcharge as set forth in 37 CFR 1.16(e) of \$65 for a small entity in compliance with 37 CFR 1.27, must be submitted with the missing items identified in this letter.

The application is informal since it does not comply with the regulations for the reason(s) indicated below.

The required item(s) identified below must be timely submitted to avoid abandonment:

- Replacement drawings in compliance with 37 CFR 1.84 and 37 CFR 1.121 are required. The drawings submitted are not acceptable because:
  - The drawings must be reasonably free from erasures and must be free from alterations, overwriting, interlineations, folds, and copy marks. See Figure(s) 2,3,4,5.
- An abstract of the technical disclosure not exceeding 150 words in length and commencing on a separate sheet in compliance with 37 CFR 1.72(b) is required. An abstract was not provided for this application.

SUMMARY OF FEES DUE:

Total additional fee(s) required for this application is **\$450** for a Small Entity

- **\$385** Statutory basic filing fee.
- **\$65** Late oath or declaration Surcharge.

Replies should be mailed to: Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria VA 22313-1450

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*A copy of this notice MUST be returned with the reply.*

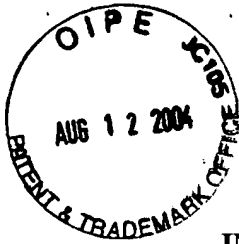


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Customer Service Center

Initial Patent Examination Division (703) 308-1202

PART 2 - COPY TO BE RETURNED WITH RESPONSE



**PATENT**

Attorney Docket No. A-72170-1  
Dorsey File No. 460930-00010

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

*In re* application of:

SPANGLER et al.

Serial No.: 10/805,683

Filing Date: March 10, 2004

For: *Multifunctional Photodynamic Agents  
for Treating of Disease*

Examiner: Not Yet Assigned

Art Unit: 1616

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with sufficient postage with the United States Postal Service as First Class Mail in an envelope addressed to: Mail Stop Missing Parts, Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450 on :

Date:

*August 9, 2004*

Signed:

*Careyna Peralta*

Careyna Peralta

**TRANSMITTAL**

Mail Stop Missing Parts  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Sir:

These documents are being submitted in response to the Notice to File Missing Parts of Nonprovisional Application dated June 7, 2004. The response was due August 7, 2004, a Saturday, and therefore is being filed on August 9, 2004, the next U.S.P.T.O. business day, making this a timely filed response. The Commissioner is authorized to charge the fee required, extension fees or other relief, which may be required, or credit any overpayment to Deposit Account No. 50-2319 (Our Order No. A-72170-1 (460930-00010)).

Transmitted herewith are the following for the above-identified application:

1. Return Receipt Postcard;
2. Copy of Notice to File Missing Parts dated June 7, 2004 (2 pgs.);

Serial No.: 10/805,683  
Filing Date: March 10, 2004

3. Response to Notice to File Missing Parts and Preliminary Amendment, including Abstract, Replacement Sheets for Figures 1-5, and Annotated Sheets Showing Changes for Figures 1-5 (15 pgs.);
4. Executed Declaration and Power of Attorney (3 pgs.); and
5. Check No. 301748 in the amount of \$450.00.

Please direct any calls in connection with this application to the undersigned at  
(415) 781-1989.

Respectfully submitted,  
DORSEY & WHITNEY LLP

Dated: 8/9/04  
Customer Number: 32940  
Dorsey & Whitney LLP  
Intellectual Property Department  
Four Embarcadero Center, Suite 3400  
San Francisco, CA 94111-4187  
Telephone: (415) 781-1989  
Facsimile: (415) 398-3249

BY:

  
Robin M. Silva, Reg. No. 38,304